

FTS – 8227200
File No – Z.28016/32/2023-SAS-II(NCS)

MOST IMMEDIATE / RTI MATTER

1st Appeal before the Appellate Authority
Under Section 19(01) of RTI Act, 2005

Government of India
Ministry of Health and Family Welfare
Directorate General of Health Services
[National Council Secretariat]

Nirman Bhawan, New Delhi

Dated 28th June, 2023

ORDER

This is regarding the First RTI Appeal, bearing no.RTIA/ACFSH/DHFWND/90A(4) dated 29.05.2023, of Sh. Anirban Chakraborty, received, by way of transfer from DS-EHS vide letter No. F.20020/620812022-EHS dated 30-5-2023, received on 14.06.2023, by the First Appellate Authority, Dr.Anil Kumar, Addl.DDG(AK). It is to mention that the original RTI application was not received by this division.

Received papers were thoroughly scrutinized and following facts are emerged out :

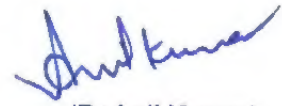
As far as the Division dealing with the Clinical Establishments (Registration and Regulation) Act, 2010 is concerned, it is to inform that the Charter of Patients' Rights has been amended and approved by the National Council for Clinical Establishments, and is available on the website of Clinical Establishments Act at: <http://www.clinicalestablishments.gov.in/WriteReadData/3181.pdf>. The right to obtain second opinion is also included in the aforesaid Charter at point no.v.

Further the charter has been shared vide letters dated 2nd June 2019 and 29-11-2022, with all States/UTs for adoption. The copy of aforesaid letters may be seen at weblink <http://www.clinicalestablishments.gov.in/WriteReadData/2911.pdf>

For any further information related to Clinical Establishments, the appellant may visit the website www.clinicalestablishments.gov.in

In view of the above, the appeal of the applicant is disposed of.

In case the applicant is not satisfied with the reply of the Appellate Authority, the applicant may file second appeal with Hon'ble CIC within stipulated time.



(Dr.Anil Kumar)

Addl.DDG(AK) & First Appellate Authority
Directorate General of Health Services

01123061806

To:

Sh. Anirban Chakraborty
2 No. Motilal Colony, P.O. Rajbari Colony

Calcutta, West Bengal – 700081

Mob:

E-Mail:

Copy for information to:

1. Dr.Sunny Swarnkar, DADG(SS), Dte.GHS, Nirman Bhawan, New Delhi.
2. Sh. Abhijit Chakraborty, DS, EHS Division, MoHFW, Nirman Bhawan, New Delhi.
3. RTI Cell, MOHFW, Nirman Bhawan, New Delhi.
4. RTI Cell, DGHS, Nirman Bhawan, New Delhi.



A complaint of abuse of power and human rights violation.

1 message

Col Anupam N Adhulia <dirmedechs-mod@nic.in>

Thu, 12 Aug 2021 at 18:06

To:

Cc: MAJ GEN NR INDURKAR SM <mdechs-mod@nic.in>, Brig SBK Singh <dymdechs-mod@nic.in>, Col Sandeep Kumar Gupta <jdmed@echs.gov.in>, P R MOHANTY <dirrckolkata@echs.gov.in>

1. Please ref trail mail dated 12 Aug 2021.
2. There is no policy in CGHS/ ECHS on second opinion by a specialist for the same ailment. Second opinion if required by you may be obtained from a Military Hospital or through your own resources from any other private hospital.
3. The investigations to be carried out can only be sanctioned after assessment by the Med Offr of the Polyclinic. It is not appropriate for a patient to demand such investigations when not recommended by the med offr.
4. The DASR of PC Kolkata and Salt Lake is almost 80% of the pre COVID levels indicating that the beneficiaries are visiting the polyclinic for treatment or collection of medicines. Hence, your contention that you should not be visiting the CH or the PC due to comorbidities is not acceptable.
5. You are advised to abide by the applicable rules."

Regards

(Anupam N Adhulia)

Col

Dir (Med)

— Original Message —

From: "MAJ GEN NR INDURKAR SM" <mdechs-mod@nic.in>

To: "Col Anupam N Adhulia" <dirmedechs-mod@nic.in>, "Brig SBK Singh" <dymdechs-mod@nic.in>

Sent: Thursday, August 12, 2021 11:02:02 AM

Subject: Fwd: A complaint of abuse of power and human rights violation.

Dear Anupam,

Please look into the mail below and fwd your comments on the same.

Regards,

Maj Gen NR Indurkar, SM

MD ECHS

Central Org ECHS

AG's Branch

IHQ of MoD (Army)

Thimmaya Marg near Gopinath Circle

Delhi Cantt-10

Mob No - 9971129165

Civ Tele No - 011 25684846

[Quoted text hidden]



Put up: Complaint reference No CPT/GCFFR/DGAFMS/94

1 message

Col Anirudh Shekhawat <dircomplaints-mod@nic.in>

Fri, 3 Dec 2021 at 17:50

To: " " <" ">

Sir,

1. Further to our email dt 16 Nov 2021, it is intimated that Dr Vedantam Subash, AD R&H of CGHS HQ has confirmed through email dt 24 Nov 21 that their section is not aware and not in receipt of any such policy letter in CGHS on second opinion by a specialist for the same ailment.

2. This is for your information please.

Regards,

From: " " <" ">

To: "Col Anirudh Shekhawat" <DIRCOMPLAINTS-MOD@nic.in>, "MAJ GEN NR INDURKAR SM" <MDECHS-MOD@nic.in>, "Shri Naresh Chander Pasi" <us-we@desw.gov.in>

Cc: "P R MOHANTY" <dirrckolkata@echhs.gov.in>, "Col Soumitra Mukherjee" <saltlake@echhs.gov.in>, "Col Anupam N Adhauria" <DIRMEDECHS-MOD@nic.in>, "Brig Anupam Agarwal" <DYMDECHS-MOD@nic.in>, "K B Rana" <JDMED.NAVY@echhs.gov.in>, "Col Sandeep Kumar Gupta" <JDMED@echhs.gov.in>

Sent: Wednesday, November 17, 2021 8:00:00 AM

Subject: Put up: Complaint reference No CPT/GCFFR/DGAFMS/94

[Quoted text hidden]



Tele : 011-20892332
Tele fax : 011-25684946
Email : dircomplaints-mod@nic.in

Central Organisation ECHS
Adjutant General's Branch
Integrated HQ of MoD (Army)
Thimayya Marg, Near Gopinath Circle
Delhi Cantt-10


B/49717-CPGRAMS/AG/ECHS (196)

18 Dec 2021

Office of the DGAFMS
Ministry of Defence
'M' Block, New Delhi
New Delhi - 110001

CPGRAMS COMPLAINT NO MODEF/E/2021/05261
IN R/O SHRI ANIRBAN CHAKRABORTY

1. Ref CPGRAMS regn No. MODEF/E/2021/05261 dt 27 Nov 2021 in r/o Shri Anirban Chakraborty (Copy att).
2. You are requested to have the petition examined and forward suitable reply for uploading on CPGRAMS portal.
3. Request accord priority.


(Anirudh Shekhawat)
Col
Dir (C & L)
for MD ECHS

Encl: As above

Shri Anirban Chakraborty -
2 No, Motilal Colony

For your information please.

PO Rajbari Colony
Kolkata-700081
West Bengal

DO's

- Do visit your ECHS Polyclinic whenever you need medical Aid.
- Do carry your ECHS Card.
- Do avail all diagnostic and therapeutic facilities at the polyclinic.
- Do exercise your option of being referred to Service Hospital/ Empanelled facility of your choice, but only when referrals are advised by the Polyclinic.
- Do carry your referral form and ECHS Card, photocopy of ECHS Card to the empanelled facility.
- Do try to choose a service hospital or an empanelled hospital in an emergency to avoid payment.
- Obtain prior sanction from Central Org, ECHS to undertake treatment for planned procedure in Non-empanelled hospital.

DON'Ts

- Do not go to the empanelled hospital without referral from ECHS Polyclinic except in emergency.
- Do not pay bills in empanelled hospitals - ECHS will clear your bills.
- Do not insist for referral for facilities available in the Polyclinic - it is not authorised.
- Do not insist on particular brand name of drug from Polyclinic - you may be issued different brand name but with same pharma composition. Trust your doctor.
- Do not ask for drugs prescribed by private doctors without referral from Polyclinic.
- Do not purchase drugs yourself and ask for reimbursement - it is not authorised.
- Do not accept substandard treatment at empanelled hospitals – report to your ECHS Polyclinic for any ill treatment/ substandard medical treatment and also mention on “Feedback form” at the time of discharge.
- Do not sign any blank document in the empanelled hospital.